



RECEIVED-PP Public Service Commission

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COMMISSION
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-M-E-M-O-R-A-N-D-U-M-

DATE: August 17, 2009

TO: Ann Cole, Commission Clerk - PSC, Office of Commission Clerk

FROM: Lawrence D. Harris, Assistant to Commissioner Argenziano *L.D.H.*

RE: Docket Numbers 080677-EI/090130-EI and 090079-EI
Telephonic Communication

In an abundance of caution, and to avoid any possible concern over an *ex parte* communication, Commissioner Argenziano has asked me to place in the above mentioned dockets the following summary of information I obtained from the Florida Municipal Power Association and the Florida Electric Cooperatives Association, and relayed to the Commissioner.

In response to arguments made by both Progress Energy Florida¹ and Florida Power and Light Company² in their Responses to Staff's Motions to Compel, Commissioner Argenziano requested I contact the FMPA and FECA and ask:

- a, whether their member entities seek to keep employee compensation confidential, and
- b, whether their member entities believe public disclosure of salary information leads to "poaching" of employees.

Both associations responded that their members do not keep employee compensation information confidential, and disclose such information upon specific request. Both associations also reported extensive problems with investor-owned utilities hiring away their member's highly trained staff, especially linemen. Neither association could recall specific occurrences where member entities had aggressively recruited IOU employees. Both associations viewed this "poaching" by IOUs as a consequence of the much higher compensation levels paid by the IOUs, with which their member entities could not compete.

¹ Florida Power & Light Company's and FPL Employee Intervenors' Response And Memorandum In Opposition To Staff's Motion To Compel. Document No. 08194, filed August 7, 2009.

² Progress Energy Florida's and PEF Employee Intervenors' Response To Motion To Compel, Motion For Protective Order, and Conditional Motion For Stay, Document No. 08217, filed August 10, 2009.

DOCUMENT NUMBER - DATE

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